

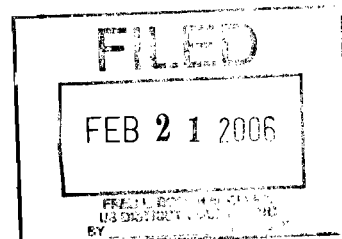
JUDGMENT

FILED: January 25, 2006

UNITED STATES COURT OF APPEALS

for the
Fourth Circuit

No. 05-4395
CR-95-57-F



UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

MICHAEL SMITH

Defendant - Appellant

Appeal from the United States District Court for the
Eastern District of North Carolina at New Bern

In accordance with the written opinion of this Court filed
this day, the Court affirms the judgment of the District Court.

A certified copy of this judgment will be provided to the
District Court upon issuance of the mandate. The judgment will
take effect upon issuance of the mandate.

/s/ Patricia S. Connor

CLERK

Attorney General's Office
Office of the Clerk

Diane Burke
Deputy Clerk